

LEGISLATIVE BILL 1030

Approved by the Governor April 10, 2012

Introduced by Hansen, 42.

FOR AN ACT relating to the Nebraska Rules of the Road; to amend sections 60-6,109 and 60-6,133, Reissue Revised Statutes of Nebraska; to change provisions relating to obligations of drivers; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 60-6,109, Reissue Revised Statutes of Nebraska, is amended to read:

60-6,109 Notwithstanding the other provisions of the Nebraska Rules of the Road, every driver of a vehicle shall exercise due care, which shall include, but not be limited to, leaving a safe distance of no less than three feet clearance, when applicable, to avoid colliding with any pedestrian upon any roadway and shall give an audible signal when necessary and shall exercise proper precaution upon observing any child or obviously confused or incapacitated person upon a roadway.

Sec. 2. Section 60-6,133, Reissue Revised Statutes of Nebraska, is amended to read:

60-6,133 Except when overtaking and passing on the right is permitted, the following rules shall govern the overtaking and passing of vehicles proceeding in the same direction:

(1) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall first give a visible signal of his or her intention and shall pass to the left of the other vehicle at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle; ~~and~~

(2) The driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle and shall not increase the speed of his or her vehicle until completely passed by the overtaking vehicle; ~~and-~~

(3) The driver of a vehicle overtaking a bicycle or electric personal assistive mobility device proceeding in the same direction shall exercise due care, which shall include, but not be limited to, leaving a safe distance of no less than three feet clearance, when applicable, when passing a bicycle or electric personal assistive mobility device and shall maintain such clearance until safely past the overtaken bicycle or electric personal assistive mobility device.

Sec. 3. Original sections 60-6,109 and 60-6,133, Reissue Revised Statutes of Nebraska, are repealed.